

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

DAVID KACZMAREK,

Plaintiff,

v.

COUNTY OF LACKAWANNA TRANSIT
SYSTEM, and LINDA MATYLEWICZ, in
her individual capacity,

Defendants.

CIVIL ACTION NO. 3:17-CV-00950

(JUDGE CAPUTO)

ORDER

NOW, this 16th day of November, 2017, **IT IS HEREBY ORDERED** that:

- (1) Defendants' Motion to Dismiss (Doc. 7) Plaintiff David Kaczmarek's Complaint (Doc. 1) is **DENIED**.
- (2) Defendants shall file an Answer to Plaintiff's Complaint **within twenty-one (21) days** from the date of entry of this Order.

/s/ A. Richard Caputo

A. Richard Caputo
United States District Judge